

ORIGINAL



0000104322

PETER O'CROTTY RECEIVED

9170 N. Rancho Feliz Drive, Tucson, Arizona 85704

Cell: 520-834-4356

2009 OCT 28 P 3: 59

October 25, 2009

AZ CORP COMMISSION
DOCKET CONTROL

Docket Control Center
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

Arizona Corporation Commission
DOCKETED

OCT 28 2009

RE: Despobalado Water Co. Docket No. W-01642A-09-0432

DOCKETED BY	<i>[Signature]</i>
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Dear Ms. Vicki Wallace,

In response to your insufficiency letter dated Oct.8,2009, I have done the following per each item you mentioned:

1. See attached completed Application for Approval of cancellation of CC&N document.
2. There are no company assets. The well went dry years ago and was dismantled. All water since that time has been purchased from Metro Water District. There is only an old out of use water storage tank still remaining. Nothing is changing ownership. Value of assets is zero.
3. Organizational structure: Berenice Goodwin O'Crotty Tr. is the owner. As her son, I am acting as an unpaid manager on her behalf in this matter.
4. See attached map and legal descriptions of the service area property obtained from the Pima County Assessors website.
5. Neither before or since Arizona Corporation Commission CC&N approval in 1959, no one has ever been charged for water service.
6. Other than the nine casita rentals owned by Berenice O'Crotty, the Company has never provided water to anyone else.
7. Cancellation of the CC&N will have absolutely no effect on anyone. Berenice O'Crotty is her own water customer. She owns the Despoblado Water Company and she also owns the nine casita rentals that the water company provides water to. The nine casita tenants are not billed for water. This will continue unchanged.

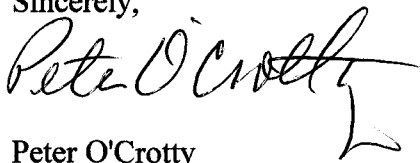
8. The Company has never had any requests for service by any other entity.

9. The other water companies in the area are Metro Water District, Town of Oro Valley Water Utilities, and Mesa Land Water Cooperative. Berenice O'Crotty purchases water from Metro Water District. This water serves her residence and the nine casita rentals. Cancellation of our CC&N will have absolutely no effect on these utilities.

10. There are no tax, mechanics' or any other liens assessed against the Company or its owner.

I hope the above answers your questions sufficiently.

Sincerely,

A handwritten signature in cursive script that reads "Peter O'Crotty". The signature is fluid and stylized, with a long horizontal stroke at the end.

Peter O'Crotty

PETER O'CROTTY

9170 N. Rancho Feliz Drive, Tucson, Arizona 85704

Cell: 520-834-4356

October 25, 2009

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Phoenix, Arizona 85007

RE: Despoblado Water Co. Docket No. W-01642A-09-0432

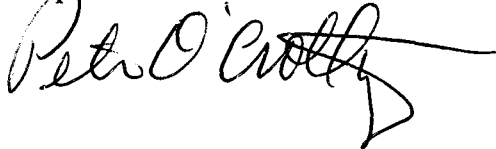
Attached is the application by Despoblado Water Company for cancellation of CC&N. the purpose of this application is to cancel the Despoblado Water Company CC&N . Owner Berenice O'Crotty has determined that it is not a viable water company and not worthwhile to maintain a CC&N.

Sincerely,

Berenice O'Crotty, Owner
Despoblado Water Company



Peter O'Crotty, Manager
Despoblado Water Co.



ARIZONA CORPORATION COMMISSION

**APPLICATION FOR APPROVAL OF THE SALE OF ASSETS AND/OR
FOR CANCELLATION OF THE CERTIFICATE OF CONVENIENCE
AND NECESSITY**

WATER AND/OR SEWER

A. The name, address and telephone number of the Applicant is:

DESPOBLADO WATER CO.

BERENICE O'CROTTY, PETER H. O'CROTTY

8815 N. VERCH WAY, TUCSON, AZ 85704.

(520) 834-4356 - PETER O'CROTTY CELL #

B. If doing business under a name other than the Applicant name, specify.

N/A

C. The Applicant is a:

☐ Corporation:

☐ "C", ☐ "S", ☐ Non-Profit

☐ Arizona ☐ Foreign

☐ Partnership

☐ Limited ☐ General

☐ Arizona ☐ Foreign

☒ Sole Proprietorship

☐ Limited Liability Company (LLC)

☐ Other (Specify) _____

D. List the name, address and telephone number of the attorney for the applicant:

NO ATTORNEY INVOLVED

E. List the name, address and telephone number of the management contact:

PETER H. O'CROHY (ACTING MANAGER)
9170 N. RANCHO FELIZ DR
TUCSON, AZ. 85704
(520)-834-4356

F. The name, address and telephone number of Purchaser is:

NO PURCHASER INVOLVED

G. List the name and telephone number of the purchaser's representative.

NO PURCHASER'S REPRESENTATIVE

H. The Purchaser is a: N/A

☐ Municipality

☐ Improvement District

☐ Other

I. The purpose for the sale and/or cancellation is due to:

☐ Negotiated Sale of Asset

☐ Condemnation

☒ Other

CANCELLATION

OF CC&R DUE TO NO SALE OF WATER.
(SEE ORIGINATING LETTER IN FILE). TENANTS
DO NOT PAY FOR WATER DIRECTLY. WATER
TO RENTALS IS PROVIDED FREE.

J. Provide a copy of the following documents.

1. Sales or purchase agreement
2. Court order (if condemnation)
3. Corporate Resolution authorizing the liquidation of the assets, if required by the Articles of Incorporation

K. Have all customer security deposits been refunded? Yes ___ No ___ N/A
If no, mark the block below that describes the proposed disposition of security deposits.

☐ All security deposits will be refunded prior to or at time of closing. N/A

☐ All security deposits will be transferred to the Purchaser for refund pursuant to the terms and conditions. N/A.

☒ Other (explain)

NO SECURITY DEPOSITS HAVE EVER BEEN
APPLIED FOR WATER SERVICE TO RENTALS

L. Are there any refunds due on Main Extension Agreements? Yes ___ No X
If Yes, mark the block below which describes the proposed disposition of the refunds.

☐ Applicant will continue to refund after the transfer. (Explain method of refunding)

N/A

☐ Purchaser will assume the refunding obligation in accordance with the terms of the main extension agreement. N/A

☐ Applicant will make a full refund which will be made at closing. N/A.

☐ Other (explain).

NO PURCHASER INVOLVED

M. (WATER ONLY) Are there any refunds due on meter and service line installations?

Yes ___ No X If Yes, mark the block below which describes the proposed disposition of refunds.

☐ Applicant will continue to refund after the transfer pursuant to Commission Rules. N/A

☐ Purchaser will assume the refunding obligations in accordance with Commission Rules. N/A.

☐ Applicant will make a full refund at closing. N/A.

☒ Other (explain).

NO PURCHASER INVOLVED.

WATER WILL CONTINUE TO BE PROVIDED TO
RENTAL UNITS AS IN THE PAST. NO
DIRECT BILLING FOR WATER.

DATED the 19 day of OCTOBER, 2009

Peter H. O'Croffey

(Signature of Authorized Representative of Applicant)

PETER H. O'CROFFEY

(Type or Print Name Here)

MANAGER

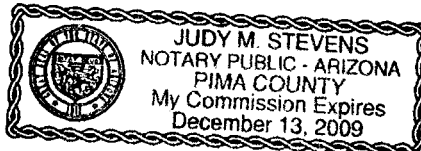
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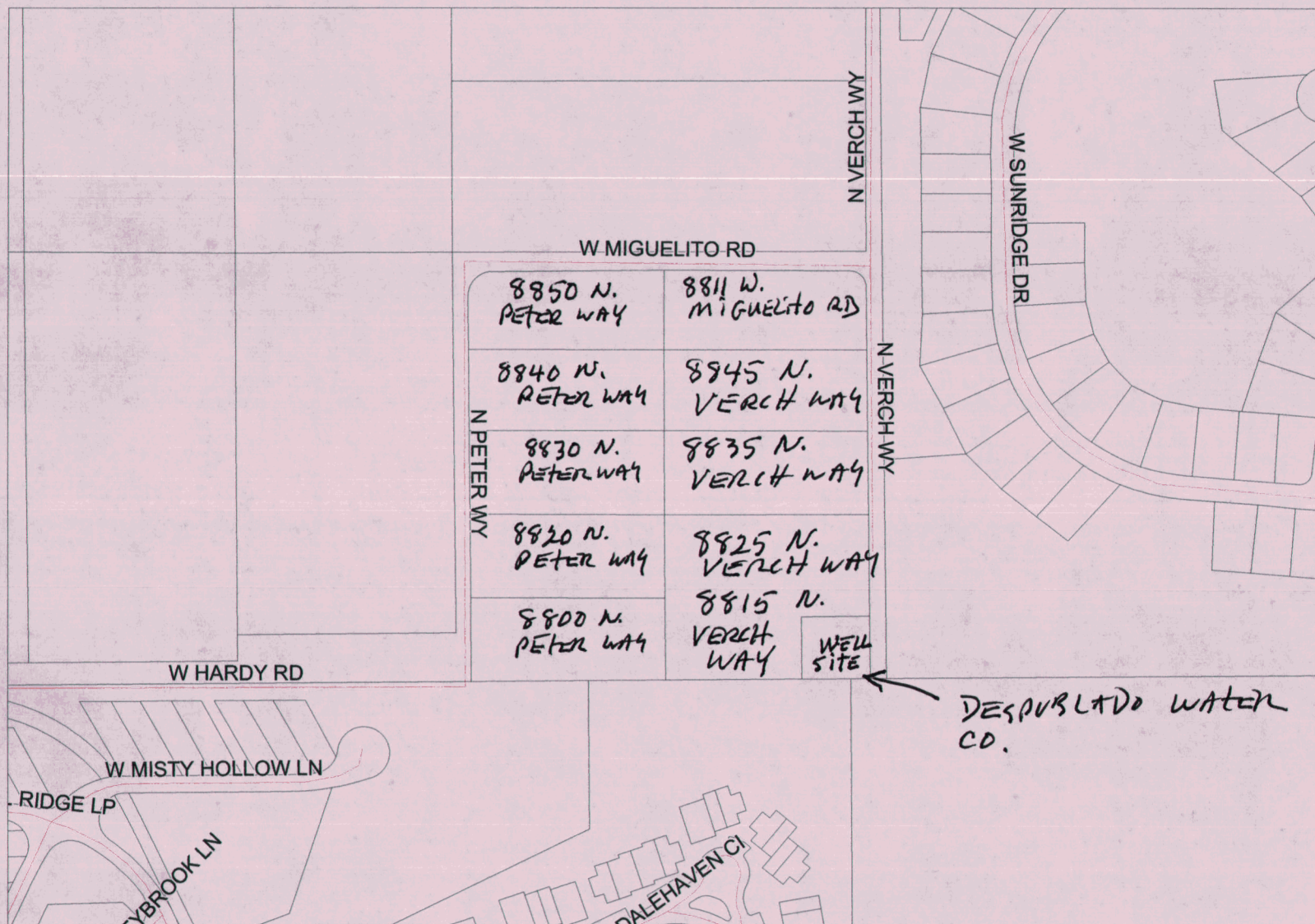
SUBSCRIBED AND SWORN to before me on this 19th day of October, 2009

Judy M. Stevens
NOTARY PUBLIC

My Commission Expires

December 13, 2009





SUBDIVIDED TEN ACRE PARCEL OWNED BY
 BERENICE G. O'CROTTY TR. (9) CASITA RENTALS
 ON THIS TEN ACRE PARCEL ARE SERVED
 WATER BY DESPUERTO WATER CO. TENANT OF
 THE (9) CASITAS ARE NOT BILLED FOR THE WATER

PARCEL	TAX PAYER	ADDRESS	PARCEL USE	USE DEFINITION	TOTAL FCV
225070430	O'CROTTY BERENICE GOODWIN TR FOR	1811 W MIGUELITO RD	0011	VACANT RESIDENTIAL URBAN SUBDIVIDED	\$50,000
225070450	O'CROTTY BERENICE GOODWIN TR FOR	8835 N VERCH WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	CASITA \$99,657
103127140	O'CROTTY ROBERTA L	3457 N CRYSTAL HILL AV	0141	SFR GRADE 010-4 URBAN SUBDIVIDED	\$236,935
225071120	O'CROTTY PETER HOLCROFT	9170 N RANCHO PELIZ DR	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	\$194,209
217520540	TERAN MARIO & CATHERINE CROTTY CP/RS	11308 W MASSEY DR	0133	SFR GRADE 010-3 RURAL SUBDIVIDED	\$149,181
225070400	O'CROTTY BERENICE GOODWIN TR FOR	8830 N PETER WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	CASITA \$99,584
225070380	O'CROTTY BERENICE GOODWIN TR FOR	8800 N PETER WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	CASITA \$111,257
225070380	O'CROTTY BERENICE GOODWIN TR FOR	8800 N VERCH WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	CASITA \$111,257
225510630	ROYALS ARTEMISA & O'CROTTY MARGARET R JT/RS	7945 N VILLAGE AV	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	\$222,215
225070420	O'CROTTY BERENICE GOODWIN TR FOR	8850 N PETER WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	(2) CASITAS \$118,003
225070440	O'CROTTY BERENICE GOODWIN TR FOR	8845 N VERCH WY	0011	VACANT RESIDENTIAL URBAN SUBDIVIDED	\$50,000
218433950	CROTTY PATRICK E & VICKY L CP/RS	5201 W ARID CANYON DR	0143	SFR GRADE 010-4 RURAL SUBDIVIDED	\$252,397
225230670	O'CROTTY MARGARET R	1620 W DAWN DR	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	\$214,975
225070390	O'CROTTY BERENICE GOODWIN TR FOR	8820 N PETER WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	CASITA \$99,433
225070410	O'CROTTY BERENICE GOODWIN TR FOR	8840 N PETER WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	CASITA \$99,866
22507046A	O'CROTTY BERENICE GOODWIN TR FOR	8825 N VERCH WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	\$227,701
22507046A	O'CROTTY BERENICE GOODWIN TR FOR	8815 N VERCH WY	0131	SFR GRADE 010-3 URBAN SUBDIVIDED	OWNER'S RESIDENCE \$227,701
302460010	O'CROTTY BERENICE GOODWIN TR	8815 N VERCH WAY	8714	SFR ON > 5 AC RURAL NON SUBDIVIDED	CASITA. \$68,640

(9) CASITA RETALS NOTED ABOVE

<u>PARCEL</u>	<u>TAX PAYER</u>	<u>ADDRESS</u>	<u>PARCEL USE</u>	<u>USE DEFINITION</u>	<u>TOTAL FCV</u>
908210000	DESPOBLADO WATER CO	ATTN: BERENICE G O'CROTTY	5503	UNREPORTED FILE2 TAXAREA	\$0
22507046B	DESPOBLADO WATER CO	ATTN: BERENICE G O'CROTTY	8800	LIMITED USE-WELL/TOWER SITES PVT ROADS ETC	\$500

THIS IS WELL SITE PARCEL INFORMATION.